

DISTRICT OF COLUMBIA

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ALCOHOLIC BEVERAGE CONTROL BOARD

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ROLL CALL HEARING

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IN THE MATTER OF:

Charm Restaurant Group
t/a New Town Kitchen and
Lounge
1336 U Street NW
License #093095
Retailer CT - Renewal
Case #14-PRO-00010

MONDAY, MARCH 24, 2014

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The Alcoholic Beverage Control Board met in Alcoholic Beverage Control Hearing Room, Reeves Building, 2000 14th Street, N.W., Washington, D.C. Ms. LaVerne Fletcher, Agent, presiding.

P-R-O-C-E-E-D-I-N-G-S

10:14 a.m.

MS. FLETCHER: Would the parties in the matter of New Town Kitchen and Lounge please come forward, the parties in the matter of New Town Kitchen and Lounge?

Well, let me - before you come forward, let me ask you something. Just a second, please. For Mova, is the Applicant here in the matter of Mova? Okay, so this is New Town? The parties in the matter of New Town Kitchen and Lounge?

(Off record comments)

This is Case Number 14-PRO-00010, Charm Restaurant Group trading as New Town Kitchen and Lounge, 1336 U Street, NW, License - excuse me, in the back. The court reporter will pick up the chatter.

Charm Restaurant Group trading as New Town Kitchen and Lounge, 1336 U Street, NW, License Number 093095. This is a Retailer CT License Renewal.

1 The protest issues are adverse impact
2 on peace, order, and quiet, residential parking,
3 and vehicular and pedestrian safety, and over-
4 concentration.

5 My name is Laverne Fletcher and I'm
6 conducting the roll call hearing as the Board's
7 Agent pursuant to D.C. Official Code 1601.2.
8 Introductions beginning with the Applicant,
9 please?

10 MR. CHAN: Howsoon Chan.

11 MS. FLETCHER: Would you spell that?

12 MR. CHAN: H-O-W-S-O-O-N.

13 MS. FLETCHER: H-O-W-

14 MR. CHAN: S-O-O-N.

15 MS. FLETCHER: Okay, and you're the
16 Applicant?

17 MR. CHAN: Yes, ma'am.

18 MS. FLETCHER: Thank you very much.

19 And on behalf of the Shaw Dupont Citizens
20 Alliance?

21 MR. FERRIS: Yes, Elwyn Ferris
22 representing them.

1 MS. FLETCHER: Thank you, Mr. Ferris.
2 And so, there is an individual group of
3 protestors, a group of eight. Is there a
4 designated representative for the group of
5 individuals?

6 MR. ISASI: Yes, my name is William
7 Isasi, and the last name is spelled I-S-A-S-I.

8 MS. FLETCHER: How is the last name
9 spelled again, William?

10 MR. ISASI: Sure, it's spelled I-S-A-
11 S-I. Those are both S's like Seattle.

12 MS. FLETCHER: And you are the
13 designated representative for the group?

14 MR. ISASI: Yes.

15 MS. FLETCHER: And anyone else in the
16 group that you're representing can just line up
17 behind you and state your name into the
18 microphone and spell it for the record.

19 MS. JOHNSON: Good morning, Ms.
20 Fletcher. Aileen Johnson A-I-L-E-E-N J-O-H-N-S-
21 O-N.

22 MS. FLETCHER: Okay, Ms. Johnson.

1 MS. WEED: Diana Weed D-I-A-N-A W-E-E-
2 D.

3 MS. FLETCHER: W-E-E-

4 MS. WEED: D as in dog.

5 MS. FLETCHER: Okay, thank you.

6 MR. NETTER: Good morning. Brian
7 Netter, B-R-I-A-N N-E-T-T-E-R.

8 MS. FLETCHER: Thank you, Mr. Netter.

9 MR. RACILLA: Good morning. Brian B-
10 R-I-A-N Racilla R-A-C-I-L-L-A.

11 MR. ISASI: I also have a letter from
12 Margaret Green who is also a protestor and
13 designates me as her representative.

14 MS. FLETCHER: Margaret Green?

15 MR. ISASI: Yes.

16 MS. FLETCHER: Now, everyone present
17 designates -

18 MR. ISASI: William Isasi.

19 MS. FLETCHER: Yes, as the
20 representative?

21 (CROWD SAYS YES)

22 (Laughter)

1 MS. FLETCHER: And so, you've got a
2 letter from someone else designating you as the
3 representative?

4 MR. ISASI: Yeah.

5 MS. FLETCHER: Okay, and so, the group
6 of eight is granted standing as a protestor.
7 There are at least five of you present today.
8 Assuming that everyone signed the letter, protest
9 letter, your group is granted standing.

10 Is someone here on behalf of ANC 1B?
11 Oh, you didn't file a protest?

12 MR. BAUMANN: Yeah, we did.

13 MS. FLETCHER: Yeah, I actually don't
14 see a protest letter for you in the file. I saw
15 a - yeah, I actually saw a letter. You actually
16 designated a representative, but the protest
17 letter itself was not included in the file.

18 I'm going to go ahead and grant
19 standing to the ANC and follow-up with the staff
20 to see where the protest letter is.

21 MR. BAUMANN: I think the protest
22 letter was sent a couple weeks before the

1 designee letter was sent.

2 MS. FLETCHER: Okay, it didn't make it
3 to the file, but I do have a letter in the file
4 designating a representative, but I didn't -
5 there's no protest letter in the file. So, I'll
6 just take your word for that and I'll follow up
7 and get that.

8 MR. BAUMANN: Okay, I can also
9 probably have them forward you a - we got a
10 confirmation.

11 MS. FLETCHER: Yeah, they - it should
12 be in the office.

13 MR. BAUMANN: Okay.

14 MS. FLETCHER: So, ANC 1B is granted
15 standing as a protestor.

16 (Off mic comment)

17 MR. BAUMANN: Sure, my name is Nick N-
18 I-C-K. My last name is Baumann B-A-U-M-A-N-N.

19 MS. FLETCHER: Thank you, Mr. Baumann.
20 Okay, so we've got three protestants in this
21 case, the Shaw-Dupont Citizens Alliance, a group
22 of eight, and ANC 1B. We need to set a date for

1 a mediation, a status hearing, and a protest
2 hearing, and I'll give you dates for the status
3 and protest hearings first.

4 The date of the status hearing is May
5 the 1st at 9:30 a.m. That's May the 1st at 9:30.
6 The protest hearing is set for June 11th, June 11
7 at 1:30. We need to set a date for mediation to
8 occur prior to May the 1st. I'll give you the
9 next dates that are available. The first date
10 available is April 10th. That's on a Thursday,
11 April 10 at 9:00, 10:00 or 11:00.

12 MR. BAUMANN: I'd prefer earlier.

13 MS. FLETCHER: You'd prefer a later
14 time, Mr. Baumann?

15 MR. BAUMANN: I'd prefer an earlier
16 time, but -

17 MS. FLETCHER: Earlier than April 10?

18 MR. BAUMANN: But, it's fine. I'm
19 flexible.

20 MS. FLETCHER: Yeah, I can see if I
21 can find something for April 10th.

22 MR. BAUMANN: I think time of day we

1 were -

2 MS. FLETCHER: Oh, time of day. We
3 can do it at 9:00.

4 MR. ISASI: Can we push it back until
5 a little bit later in April, like maybe the next
6 week?

7 MS. FLETCHER: Let's see what's
8 available the next week. The next week Thursday
9 or Friday, the 17th or the 18th, at 9:00, 10:00 or
10 11:00. Are these dates looking good for you so
11 far?

12 MR. CHAN: 10:00.

13 MS. FLETCHER: At 10:00 on April 17 or
14 18, is that good for anybody on the protestant
15 side at 10:00?

16 SPEAKER: That's fine.

17 MS. FLETCHER: That'll work? So,
18 let's see here -

19 MR. FERRIS: April 17th at 10:00 a.m.
20 for the mediation hearing?

21 MS. FLETCHER: Yes.

22 MR. FERRIS: Great, thank you.

1 MS. FLETCHER: You're welcome. For
2 New Town, April 17 at 10:00 for mediation. Have
3 both the designated representatives put their
4 contact information on that sign-in sheet? Okay,
5 any questions?

6 Mr. Soon, did you put your contact
7 information on that sheet as well, your daytime
8 telephone number and email address? Okay, the
9 roll call hearing is concluded. Thank you.

10 (Whereupon, the Roll Call Hearing was
11 concluded at 10:24 a.m.)
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<hr/> A <hr/> A-I-L-E-E-N 4:20 a.m 2:2 8:5 9:19 10:11 address 10:8 adverse 3:1 Agent 1:17 3:7 ahead 6:18 Aileen 4:20 Alcoholic 1:3,16,16 Alliance 3:20 7:21 ANC 6:10,19 7:14 7:22 anybody 9:14 Applicant 2:9 3:8 3:16 April 8:10,11,17,21 9:5,13,19 10:2 Assuming 6:8 available 8:9,10 9:8	Citizens 3:19 7:21 Code 3:7 COLUMBIA 1:1 come 2:5,7 comment 7:16 comments 2:13 concentration 3:4 concluded 10:9,11 conducting 3:6 confirmation 7:10 contact 10:4,6 Control 1:3,16,16 couple 6:22 court 2:17 CROWD 5:21 CT 1:11 2:21	7:5 find 8:21 fine 8:18 9:16 first 8:3,9 five 6:7 Fletcher 1:17 2:3 3:5,11,13,15,18 4:1,8,12,15,20,22 5:3,5,8,14,16,19 6:1,5,13 7:2,11,14 7:19 8:13,17,20 9:2,7,13,17,21 10:1 flexible 8:19 follow 7:6 follow-up 6:19 forward 2:5,8 7:9 Friday 9:9	impact 3:1 included 6:17 individual 4:2 individuals 4:5 information 10:4,7 Introductions 3:8 Isasi 4:6,7,10,14 5:11,15,18,18 6:4 9:4 issues 3:1	morning 4:19 5:6,9 Mova 2:9,10
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